

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

JILLET HARLEY,)	
)	
Claimant,)	IC 02-008882
)	03-502881
v.)	
)	ORDER
OASIS STOP & GO #5,)	
)	
Employer,)	Filed September 11, 2006
)	
and)	
)	
ADVANTAGE WORKERS)	
COMPENSATION INSURANCE)	
COMPANY and STATE INSURANCE)	
FUND,)	
)	
Sureties,)	
)	
and)	
)	
STATE OF IDAHO, INDUSTRIAL)	
SPECIAL INDEMNITY FUND,)	
)	
Defendants.)	
_____)	

Pursuant to Idaho Code § 72-717, Referee Michael E. Powers submitted the record in the above-entitled matter, together with his proposed findings of fact and conclusions of law to the members of the Idaho Industrial Commission for their review. Each of the undersigned Commissioners has reviewed the record and the recommendation of the Referee. The Commission concurs with this recommendation. Therefore, the Commission approves, confirms, and adopts the Referee's proposed findings of fact and conclusions of law as its own.

Based upon the foregoing reasons, IT IS HEREBY ORDERED that:

1. Claimant has failed to prove ISIF is liable pursuant to Idaho Code § 72-332.

2. All other issues are moot.

3. Pursuant to Idaho Code § 72-718, this decision is final and conclusive as to all issues adjudicated.

DATED this __11th__ day of ____September____, 2006.

INDUSTRIAL COMMISSION

____/s/_____
Thomas E. Limbaugh, Chairman

____/s/_____
James F. Kile, Commissioner

____/s/_____
R. D. Maynard, Commissioner

ATTEST:

____/s/_____
Assistant Commission Secretary

CERTIFICATE OF SERVICE

I hereby certify that on the __11th__ day of ____September____, 2006, a true and correct copy of the foregoing **ORDER** was served by regular United States Mail upon each of the following persons:

JEFF STOKER
PO BOX 1597
TWIN FALLS ID 83303-1597

ANTHONY M VALDEZ
PO BOX 366
TWIN FALLS ID 83303-0366

____/s/_____

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